IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.1146 OF 2007
IN
CRIMINAL APPEAL NO.1326 OF 2004

Smt.Shamim Arif Mirza Baig
@ Mrs.Paul ..Applicant

Vs.

The State (at the instance
of DCB CID Unit-I) ..Respondent

...

Mr.Milan Desai i/b Saieeda Shaikh advocate for Applicant
Smt.P.H.Kantharia, A.P.P. for the State

...

CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : DECEMBER 5, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant was granted bail by this Court by order dated 17.10.2006. While granting bail, a condition came to be imposed on the applicant that "the applicant shall report to DCBCID, Unit-I twice in a month between 11.00 a.m. to 5.00 p.m." It is stated by the learned advocate for the applicant that applicant is a young lady and she has two

minor children. Moreover, out of the five years imprisonment, she has already undergone the actual imprisonment of 4 years and 7 months. Looking to these facts, it is prayed that the said condition may be relaxed.

3. Looking to the facts and circumstances of this case, I am inclined to relax the condition of reporting to DCBCID from "twice a month" to "once in two months". The applicant shall report on 1st day of every alternate month starting from 1st January, 2008 to DCBCID, Unit I. Rest of the conditions mentioned in the order dated 17.10.2006 are maintained. In case there is any change in the address, the applicant shall immediately inform the same to the office of the DCBCID Unit I.

4. Application is disposed of.

[SMT.V.K.TAHILRAMANI, J.]